

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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TOUSSAINT DENT,

Plaintiff,

v.

No. 04-CV-1438  
(FJS/DRH)

MARVIN RABINOWITZ, Dr., Mid-State  
Correctional Facility; SUBBARAO RAMINENI,  
Health Service Director, Mid-State  
Correctional Facility; and LESTER  
WRIGHT, Commissioner of Health Services,

Defendants.

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**APPEARANCES:**

**OF COUNSEL:**

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Plaintiff Pro Se  
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**FREDERICK J. SCULLIN, JR., Senior Judge**

**DECISION AND ORDER**

The above-captioned matter having been presented to me by the Report-Recommendation of Magistrate Judge David R. Homer filed on December 27, 2007, and the Court having reviewed the Report-Recommendation and the entire file in this matter, and no

objections to said Report-Recommendation having been filed, the Court hereby

**ORDERS**, that the Report-Recommendation of Magistrate Judge David R. Homer filed December 27, 2007 is **ACCEPTED** in its entirety, for the reasons stated therein, and the Court further


**ORDERS**, that defendants' motion to dismiss is **GRANTED** and the Court further

**ORDERS**, that this action is **DISMISSED** in its entirety as to all claims and all defendants, and the Court further

**ORDERS**, that the Clerk of the Court is to enter judgment in favor of defendants and **CLOSE** this case.

**IT IS SO ORDERED.**

DATED: January 29, 2008  
Syracuse, New York

  
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Frederick J. Scullin, Jr.  
Senior United States District Court Judge